



# Delaware Nutrient Management



## Meeting minutes-May 3, 2016

### The Delaware Nutrient Management Commission

#### **In attendance:**

*Commission Members Present: Mark Adkins, David Baker, Kenny Blessing, Jim Elliott, Lauren Hill, Jessica Inhof, Ken Horeis, Lisa McCormick, Bud O'Neill, Richard Sterling, Bill Vanderwende, Scott Webb, Bob Palmer*

*Ex-Officios Present: Chris Brosch, Jennifer Singh*

*Commission Members Absent: Brenna Goggin*

*Others Present: Shelia Lomax, Rudolph Spinkale, Dennis Clay, Morgan Clay, Larry Jester, Helen Armstrong, Larry Armstrong, William Ellis, Patrick Hartnett, Frederick Hartnett, Garry Killmon, George Cartanza, Bob Coleman, Tom Coleman, Wayne Hudson, Ken Branner, Sydney Riggi, Sally Kepfer, Vincent Pennell, Nancy Schafer, Lauren Torres*

***This meeting was properly notified and posted as required by law.***

#### **Call to Order/Welcome:**

Chairman Vanderwende called the meeting to order at 7:00 p.m., welcomed everyone in attendance, and reminded those seeking education credits to sign the sign-in sheet.

#### **Approval of Minutes:**

A motion was heard to approve the minutes of the Full Commission Meeting minutes of April 5, 2016.

#### **Discussion and Action Items:**

##### ***Update on Supreme Court decision – Jennifer Singh***

- An appeal was filed – DNREC is handling the appeal (EAB – Environmental Appeal Board)
- Jennifer spoke about Baker vs. DNREC and there could be an impact on NM & CAFO regulations

##### ***Middletown Spray Irrigation Program update – Jim Glancey***

- Irrigating crops with treated wastewater, controlled by the farmer (as-needed irrigation)
- Middletown owns its own wastewater facility
- In 2009, legislature passed a law that stated that farmers could use this wastewater for irrigation to crops
- Mayor Branner of Middletown talked about the towns perspective on the plan
  - Program has been beneficial for town, state & farmers – it's been a win, win for everyone
  - Building relationships, partnerships and economic growth in Middletown
  - 600 acres has grown to 900 acres since the inception in 2010
- **ACTION:** Dave Baker moved for the commission to support/endorse the Spray Irrigation Proposal. (Support to help apply for the waiver) The vote was unanimous.

## ***Fertilizer Tonnage Report – Extended to next month***

### ***Subcommittee Reports – Dave Baker***

- Amendment – Qualification for Commissioner
- Process of developing the definition of a Farmer
  - The definition now is too narrow & restrictive
- Chris Brosch is involved with the initiative/state legislature to control lawn care coverage, have us have some oversight with it, want to be involved – not the lead
  - Center for Inland Bays to have proposal for Commission after Summer (outline was scheduled)

### ***Administrators Report – Chris Brosch and staff***

- On-going compliance issue from last month, no hearing for complaint, farmer did give \$250.00 penalty fee (Farmington)
  - Farmer is committed to send all three employees to be certified
- Bob talked about 2 outstanding complaints, working on resolution
- Certification update: 30 joined program through U of D
- Lauren:
  - Annual Reports are being entered daily into the new database
  - CAFO – 1 more since the beginning of the year
  - May 1<sup>st</sup> – renewals were sent out through the new database (450 cards were mailed out)
  - Working on retrieval of data from old database
- Chris pointed out that DNREC has set a date for the appeal. October 13, 2016

**Next Meeting:** The next regular Full Commission meeting will be June 7, 2016 at 7:00 pm.

**Adjournment:** Chairman Vanderwende adjourned the meeting at 8:10 pm.

Approved,

B. Vanderwende, Chairman  
Delaware Nutrient Management Commission  
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